



**CITY COUNCIL
ATLANTA, GEORGIA**

AN ORDINANCE

01-O-

01-0-0724

BY COUNCIL MEMBERS DERRICK BOAZMAN AND VERN MCCARTY

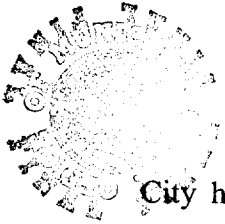
AN ORDINANCE TO ABANDON PUBLIC STREETS KNOWN AS GARLAND STREET, SHAW STREET, TWIGGS STREET, TROUP STREET, MIDDLETON STREET, JENKINS STREET AND WILCOX STREET LOCATED IN THE HOUSING AUTHORITY OF THE CITY OF ATLANTA, GEORGIA COMMUNITY KNOWN AS CARVER HOMES AND TO CONVEY SAID ABANDONED STREETS AT NO COST TO THE HOUSING AUTHORITY OF THE CITY OF ATLANTA, GEORGIA; TO WAIVE THE PROVISIONS OF SECTION 2-1578 OF THE CITY CODE, PROVIDED HOWEVER, THAT SECTION 2-1578 (c)(3) REQUIRING CERTAIN NOTIFICATIONS AND SECTION 138-5 (b) INsofar AS IT PERTAINS TO THE ADVERTISEMENT AND PUBLIC HEARING REQUIREMENT, SHALL NOT BE WAIVED; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta and The Housing Authority of the City of Atlanta, Georgia (the "Housing Authority") for many years have worked as partners to provide adequate housing to the citizens of the City; and

WHEREAS, the Housing Authority is redeveloping Carver Homes into a new mixed-income community; and

WHEREAS, in conjunction with that redevelopment, the Housing Authority is requesting the City of Atlanta to abandon public streets known as Garland Street, Shaw Street, Twiggs Street, Troup Street, Middleton Street, Jenkins Street and Wilcox Street and to convey said abandoned streets to the Housing Authority which is the only abutting property owner; and

WHEREAS, pursuant to Section 5(b) of the Carver Homes Cooperation Agreement entered into as of May 10, 2000 among the City, the Housing Authority and Fulton County, the



City has agreed to convey such abandoned streets without cost or expense to the Housing Authority.

**THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS
AS FOLLOWS:**

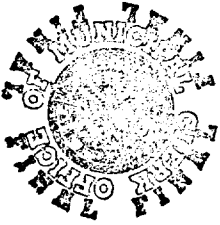
Section 1. The provisions of Section 2-1578 of the Code of Ordinances are hereby waived, provided however that Section 2-1578(c)(3) requiring certain notifications and Section 138-5(b) insofar as it pertains to the advertisement and public hearing requirement, shall not be waived.

Section 2. The public streets and rights-of-way known as Garland Street, Shaw Street, Twiggs Street, Troup Street, Middleton Street, Jenkins Street and Wilcox Street, as shown on the attached surveys and as described in the attached legal descriptions, located in the Housing Authority Community known as Carver Homes, are hereby declared no longer useful or necessary for the public's use and convenience and upon the passage of the ordinance, shall thereafter cease to be public streets for any purpose whatsoever and the rights of the public in and to said vacated and abandoned streets shall cease.

Section 3. Any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time as said utilities are abandoned, removed, or relocated, at which time said easements shall expire.

Section 4. Pursuant to the terms of Section 5(b) of the Carver Homes Cooperation Agreement entered into as of May 10, 2000 among the City, the Housing Authority and Fulton County, all of the City's interest in the streets and rights-of-way described in Section 2 is hereby conveyed without cost or expense to the Housing Authority.

Section 5. The Mayor is hereby authorized to execute a quitclaim deed conveying said streets and rights-of-way to the Housing Authority.



Section 6. In accordance with Section 2-1578 (c) (3) of the City Code, appropriate city personnel shall notify utility owners and city departments including but not limited to Police, Fire, Planning, Traffic and Transportation, MARTA, GADOT and maintain a complete response file for summary by the Commissioner of Public Works.

Section 7. Said street abandonments shall be advertised and a public hearing shall be held in accordance with the requirements of Section 138-5(b).

Section 8. All code sections, ordinances, and parts of code sections and ordinances in conflict herewith are hereby waived for the purpose of this ordinance only.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMO

ADOPTED by the Council
APPROVED by the Mayor

SEP 04, 2001
SEP 11, 2001

RCS# 3076
9/04/01
2:10 PM

Atlanta City Council

Regular Session

01-O-0724 Abandon public streets in Carver Homes
 & convey to the Housing Authority
 ADOPT

YEAS: 13
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y McCarty	NV Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	N Muller	Y Boazman	NV Pitts

01-O-0724

LARGE ATTACHMENT:

DOCUMENT(S),

MANUAL(S)

OR

MAP(S)

NOT COPIED,

PULL ORIGINAL

FOR COPY OR TO VIEW

01-C-0724

(Do Not Write Above This Line)

AN ORDINANCE BY [Signature]
COUNCILMEMBERS DERRICK BOAZMAN AND
VERN MCCARTY June 8 2001

AN ORDINANCE TO ABANDON PUBLIC
STREETS KNOWN AS GARLAND STREET,
SHAW STREET, TWIGGS STREET, TROUP
STREET, MIDDLETON, JENKINS STREET AND
WILCOX STREET LOCATED IN THE HOUSING
AUTHORITY OF THE CITY OF ATLANTA,
GEORGIA COMMUNITY KNOWN AS CARVER
HOMES AND TO CONVEY SAID ABANDONED
STREETS AT NO COST TO THE HOUSING
AUTHORITY OF THE CITY OF ATLANTA,
GEORGIA; TO WAIVE THE PROVISIONS OF
SECTION 2-1578 (c)(3) REQUIRING CERTAIN
NOTIFICATIONS AND SECTION 138-5 (b)
INsofar AS IT PERTAINS TO THE
ADVERTISEMENT AND PUBLIC HEARING
REQUIREMENT, SHALL NOT BE WAIVED; AND
FOR OTHER PURPOSES.

ADOPTED BY

SEP 04 2001

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

COUNCIL

Date Referred 5/7/01

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee City Utilities
Date 5-15-01
Chair _____
Action: _____
Fav, Adv, Hold (see rev. side) _____
Other: _____
Members _____
Refer To _____

Committee City Utilities
Date 5-15-01
Chair Chair Pulley
Action: May
Fav, Adv, Hold (see rev. side) _____
Other: _____
Members [Signature]
Refer To _____

Committee City Utilities
Date 5-29-01
Chair _____
Action: _____
Fav, Adv, Hold (see rev. side) _____
Other: _____
Members _____
Refer To _____

Committee _____
Date _____
Chair _____
Action: _____
Fav, Adv, Hold (see rev. side) _____
Other: _____
Members _____
Refer To _____

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED

SEP 4 2001

ATLANTA CITY COUNCIL CLERK

[Signature]

CERTIFIED

SEP 04 2001

[Signature]
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

SEP 11 2001

MAYOR

[Signature]